



McDonnell Boehnen Hulbert &amp; Berghoff LLP

6/29/06

**Fax transmittal**

To	Kyra Abraham	Date	July 11, 2006
Company	USPTO	From	Lisa M.W. Hillman, Ph.D
Fax	571 273 8722	Direct	312 935 2371
Phone			217 239 1962 Champaign Office
Copy To		Email	<a href="mailto:hillman@mbhb.com">hillman@mbhb.com</a>
Pages, with cover	3	C/M	12/166
Re	U.S. Serial No. 10/054,354 MBHB Case No. 00-1278-B		

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION TO:****TRICIA PALUCK  
312 913 2148, EXT. 2014**300 South Wacker Drive  
Chicago, Illinois 60606-6709  
[www.mbhb.com](http://www.mbhb.com)312 913 0001 phone  
312 913 0002 faxThis transmittal is strictly for delivery  
only to the person listed above. It may  
contain confidential or privileged  
information, the disclosure of which is  
prohibited.Please contact us if all pages are  
not received. If you received this fax  
in error, please contact us to  
arrange for return of the document.

## PATENT

## UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 00-1278-B)

In the Application of:	)	BPAI APPEAL NO. 2005-1610
Lawton et al.	)	
	)	Art Unit: 1645
Serial No.: 10/054,354	)	
	)	Examiner: V. Ford
Filed: January 22, 2002	)	
	)	Conf. No. 9249
For: Compositions and Methods for Detection	)	
Of <i>Ehrlichia canis</i> and <i>Ehrlichia</i>	)	
<i>chaffeensis</i> Antibodies	)	

TRANSMITTAL LETTER

Director United States Patent and Trademark Office  
General Counsel's Office  
P.O. Box 15667  
Alexandria, VA 22315

Dear Sir:

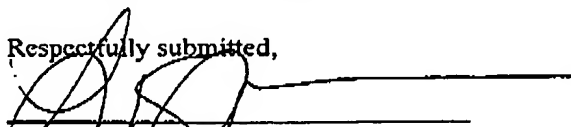
In regard to the above identified application,

1. We are transmitting herewith the attached:
  - a) Notice of Appeal from Decision of Board of Patent Appeals and Interferences; and
  - b) Return postcard
2. With respect to fees:

It is believed no fee is due at this time.
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. EXPRESS MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage via Express Mail, No. EV839335948US in an envelope addressed to the Director United States Patent and Trademark Office, General Counsels' Office, P.O. Box 15667, Alexandria, VA 22315 on June 29, 2006.

Date: June 29, 2006

Respectfully submitted,

  
Lisa M. W. Hillman  
Registration No. 43,673

McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
(312)913-0001

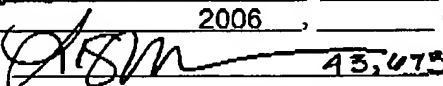
Form 5

**FORM 5. Petition for Review or Notice of Appeal of an Order or Decision of an Agency, Board, or Commission.****United States Court of Appeals for the Federal Circuit**IDEXX Laboratories, Inc., Petitioner or Appellant,

v.

**PETITION FOR REVIEW**Board of Patent Appeals, Respondent or Appellee.

IDEXX Laboratories, Inc. (name all parties\* bringing the petition or appeal) hereby petition/appeal the court for review of the Denial of Request for Rehearing (describe the order or decision and include decision number) of the Board of Patent Appeals (name the agency, board, or officer) entered on May 5 2006, (date).  
The order or decision was received on May 5 2006, (date).

 43,413  
(Signature of petitioner, appellant 6-29-06 or attorney)

Lisa M.W. Hillman  
300 S. Wacker Drive; Suite 3200  
Chicago IL 60606  
217-238-1962

(Address and phone number of petitioner, appellant or attorney)



\*See Fed. R. App. P. 15 for permissible ways of identifying petitioners.

103